---- Forwarded by Mike Shepherd/R10/USEPA/US on 03/13/2008 10:29 AM -----



Sue Smith <sue@rhsmith.com>

To Mike Shepherd/R10/USEPA/US@EPA

07/21/2006 03:06 PM

CC

Please respond to sue@rhsmith.com

Subject Re: Toppenish Smitty's Report

Hi Mike - was really thinking I should contact you just this a.m. I have been putting off ordering the proposed Regenisis Oxygenation system because I'm not sure what it will accomplish. It has also been a year since we analyzed the water. Seems to me the fuel in the water is very weathered (old) and that may explain why the first lab thought there was diesel. Can we get by with treating the water near the wells, or do we need to pull it out? We never did register a claim to our insurance and now I'm afraid it's too late. I have also been putting this off because money is already so tight with the high prices (believe it or not).

From: Shepherd.Mike@epamail.epa.gov
To: Sue Smith [mailto:sue@rhsmith.com]

Cc: Donna Hewitt [mailto:Dlhenvironmental@aol.com], Mike Noll

[mailto:nollenv@premier1.net]

Sent: Fri, 21 Jul 2006 11:26:08 -0700 Subject: Re: Toppenish Smitty's Report

Haven't seen monitoring well results lately and also haven't seen a workplan on how to address the very high BT and X... in Monitoring Wells. Can someone update me?

Mike Shepherd, US EPA Region 10 Leaking Underground Storage Tank Manager UST Indian Lands Team Leader 206-553-0702

Mike Noll 1.net> To Sue Smith 08/10/2005 03:58 cc PM Donna Hewitt Mike Shepherd/R10/USEPA/US@EPA Subject Toppenish Smity's Report

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Mike Noll (360) 794-9523

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Sue Smith <sue@rhsmith.com>

To Mike Shepherd/R10/USEPA/US@EPA

07/25/2006 01:38 PM

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From: Shepherd.Mike@epamail.epa.gov

To: sue@rhsmith.com

Sent: Mon, 24 Jul 2006 09:28:07 -0700

Subject: Re: Toppenish Smitty's Report

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Mike Shepherd/R10/USEPA/US@EPA
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Re: Toppenish Smitty's Report
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10

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I like the sound of that - can you give me a web address that explains it? Since we are paying for this out of pocket I don't want to call Donna back in unless I have to. Thanks

From: Shepherd.Mike@epamail.epa.gov

To: sue@rhsmith.com

Sent: Tue, 25 Jul 2006 13:57:28 -0700 Subject: Re: Toppenish Smitty's Report

I'll look forward to hearing from you...think about risk based

closure...hasn't Donna done some of those?

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Shepherd/R10/USE.



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07/24/2006 09:28 cc
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(Document link: Mike Shepherd)

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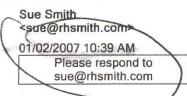
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Dave <u>Polivka</u> sapolivka@whiteshield.com

01/05/2007 11:25 AM

To Mike Shepherd/R10/USEPA/US@EPA

cc John Butts <jbutts@whiteshield.com>, Stuart Fricke <sfricke@whiteshield.com>, Sue Smith <sue@rhsmith.com>

Subject RE: Toppenish Pik-a-Pop Report



Mike:

No, I do not have a copy of the compliance letter. If it is ok with Sue can you send me a copy? All Sue has told me so far is that we need to have a plan in place before mid- February. I have ideas for the site that we can discuss at the time of our meeting. Also, Stuart Fricke or John Butts may be attending the meeting depending on how the meeting fits their schedule.

David R. Polivka L.G./L.HG. Environmental Services Manager White Shield Inc. 1520 140th Avenue NE Suite 100 Bellevue, Washington 98005 Phone: 425-641-7800 cell Phone: 206-321-5839 E-mail: dpolivka@whiteshield.com

----Original Message----

From: Shepherd.Mike@epamail.epa.gov [mailto:Shepherd.Mike@epamail.epa.gov]

Sent: Friday, January 05, 2007 11:02 AM

To: Dave Polivka

Cc: John Butts; Stuart Fricke; Sue Smith Subject: Re: Toppenish Pik-a-Pop Report

I'm waiting for Sue to pick a time..either 11 am or 4 pm on Monday or anytime before 3pm on Tuesday

Main purpose of the meeting is to review the letter I sent to Sue and to facilitate development of a basic workplan and schedule for compliance and answer any questions you all may have of me. Do you have a copy of the compliance letter I sent regarding the site?

Mike Shepherd, US EPA Region 10 Leaking Underground Storage Tank Manager UST Indian Lands Team Leader 206-553-0702



Mike Shepherd/R10/USEPA/US@EPA

CC

Sue Smith <sue@rhsmith.com>,
Stuart Fricke
<sfricke@whiteshield.com>, John
Butts <jbutts@whiteshield.com>
Subject

Toppenish Pik-a-Pop Report

Mike:

I got a call from Sue Smith this morning indicating that you wanted to meet with her regarding the Toppenish Pic-a- Pop site. She has asked me to be there as well. I understand you will be in the area on January 22 nd and 23rd. I am available both days. Work out a time with Sue and I'll be there. She has also asked me to send you a copy of the report I prepared for the last round of sampling. It is attached.

David R. Polivka L.G./L.HG.

Environmental Services Manager

White Shield Inc.

1520 140th Avenue NE Suite 100

Bellevue, Washington 98005

Phone: 425-641-7800

cell Phone: 206-321-5839

E-mail: dpolivka@whiteshield.com

---- Forwarded by Mike Shepherd/R10/USEPA/US on 03/13/2008 10:29 AM -----



Stuart Fricke <sfricke@whiteshield.com> 01/05/2007 11:42 AM

- To Dave Polivka <dpolivka@whiteshield.com>, Mike Shepherd/R10/USEPA/US@EPA
- cc John Butts <jbutts@whiteshield.com>, Sue Smith <sue@rhsmith.com>

Subject RE: Toppenish Pik-a-Pop Report

Mike, I will be attending the meeting with Dave. Stuart.

Stuart W. Fricke, President White Shield Inc. http://www.whiteshield.com/

NEW ADDRESS: 320 N. 20th Avenue Pasco, WA 99301 Ph: 509.547.0100

Fx: 509.547.8292

----Original Message----

From: Dave Polivka [mailto:dpolivka@whiteshield.com]

Sent: Friday, January 05, 2007 11:25 AM

To: Shepherd.Mike@epamail.epa.gov

Cc: John Butts; Stuart Fricke; Sue Smith Subject: RE: Toppenish Pik-a-Pop Report

Mike:

No, I do not have a copy of the compliance letter. If it is ok with Sue can you send me a copy? All Sue has told me so far is that we need to have a plan in place before mid- February. I have ideas for the site that we can discuss at the time of our meeting. Also, Stuart Fricke or John Butts may be attending the meeting depending on how the meeting fits their schedule.

David R. Polivka L.G./L.HG. Environmental Services Manager White Shield Inc. 1520 140th Avenue NE Suite 100 Bellevue, Washington 98005

Phone: 425-641-7800 cell Phone: 206-321-5839

E-mail: dpolivka@whiteshield.com

----Original Message----

From: Shepherd.Mike@epamail.epa.gov [mailto:Shepherd.Mike@epamail.epa.gov]

Sent: Friday, January 05, 2007 11:02 AM

To: Dave Polivka

Cc: John Butts; Stuart Fricke; Sue Smith Subject: Re: Toppenish Pik-a-Pop Report

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Mike Shepherd, US EPA Region 10 Leaking Underground Storage Tank Manager UST Indian Lands Team Leader 206-553-0702

Dave Polivka <dpolivka@whites hield.com>

01/05/2007 09:59 AM Mike Shepherd/R10/USEPA/US@EPA

CC

TO

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E-mail: dpolivka@whiteshield.com

---- Forwarded by Mike Shepherd/R10/USEPA/US on 03/13/2008 10:29 AM -----



Sue Smith

<sue@rhsmith.com

01/08/2007 11:00 AM

Please respond to
sue@rhsmith.com

To Mike Shepherd/R10/USEPA/US@EPA

CC

Subject Toppensih

Hi - we are meeting at our Grandview office at 10 am. The address is 315 E. Wine Country Rd. Take the first Grandview exit (Stover Rd); turn left at the light and continue through 2 more lights (about 2 miles - you will pass one of our Conoco sites on your right). You will see a Conoco capsule on your left and our office is behind that.

---- Forwarded by Mike Shepherd/R10/USEPA/US on 03/13/2008 10:29 AM -----



Sue Smith <sue@rhsmith.com>

01/09/2007 10:17 AM

Please respond to sue@rhsmith.com

To Mike Shepherd/R10/USEPA/US@EPA

CC

Subject Toppenish



Hi Mike -

Dave talked with me after he saw a copy of the letter you sent and informed me that we will not be able to comply completely with your deadlines. When I read it, I was thinking that we had to have a plan to you, not necessarily all the drilling done (although I had hoped to have it started by now - time flies). Since we are not even meeting with you until after the first deadline, what happens now?

---- Forwarded by Mike Shepherd/R10/USEPA/US on 03/13/2008 10:29 AM -----



Sue Smith <sue@rhsmith.com>

01/10/2007 08:42 AM

Please respond to sue@rhsmith.com To Mike Shepherd/R10/USEPA/US@EPA

CC

Subject Re: Toppenish

Sounds good - I will send this on to Dave and Stuart.

From: Shepherd.Mike@epamail.epa.gov

To: sue@rhsmith.com

Sent: Wed, 10 Jan 2007 08:07:39 -0800

Subject: Re: Toppenish

We meet and brainstorm a realistic approach to the site and approximate set of milestones that you can achieve... I go away and you and Dave really work out the details of what happens when. Then you write your timetable down and send it to me. Once we agree then the work proceeds and we get through this. If something goes wrong in the workplan we adjust and set a new timetable.

I'm pretty easy to work with as long as you're making some kind of progress and communicating.

yours truly,

Mike Shepherd, US EPA Region 10 Leaking Underground Storage Tank Manager UST Indian Lands Team Leader 206-553-0702 Sue Smith

> To

Mike Shepherd/R10/USEPA/US@EPA

01/09/2007 10:17 cc

AM

Subject

Toppenish

Please respond

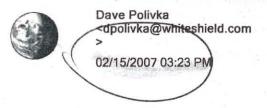
to

sue@rhsmith.com

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---- Forwarded by Mike Shepherd/R10/USEPA/US on 03/13/2008 10:29 AM -----



- To John Murnane <jmurnane@cascadedrilling.com>,
 bgose@cascadedrilling.com
- cc Stuart Fricke <sfricke@whiteshield.com>, John Butts <jbutts@whiteshield.com>

Subject ORC costs

John:

I have a site in Toppenish that you folks drilled in 2005. It is a gas station with TPH gas and BTEX in groundwater. The levels of TPH-G range from 2,600 ug/l in the upgradient well to 40,000 ug/l in one of the down gradient wells. In discussions with EPA, they indicated that they would be satisfied with the

owners placing ORC in the existing wells on site and monitoring the effects (degradation) at the property boundary as long as there were no receptors down gradient if we think it would be effective. The nearest down gradient wells are monitoring wells a little more than ¼ mile away.

I would like to discuss with you the best methods for doing so and the costs associated with the ORC, probably in socks. The soils are silty gravels to sandy silts and some sandy gravels. The depth to water is approximately 11 to 15 feet BGS (depending on the season). If we do this we would also probably be installing at least two new monitoring wells down gradient to monitor the treatment.

Another option being considered by the owner is to remove the USTs as we are not 100% sure they are not leaking. If so, I suggested that we place powered ORC in the excavation and use the existing monitoring wells to monitor treatment. Again, I would like to discuss with you the costs for doing this.

Please call me so we can discuss this. I will be in the field tomorrow but can be reached on my cell phone at 206-321-5839. My office number is 425-641-7800.

David R. Polivka L.G./L.HG.

Environmental Services Manager

White Shield Inc.

1520 140th Avenue NE Suite 100

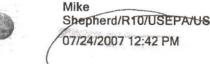
Bellevue, Washington 98005

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E-mail: dpolivka@whiteshield.com

---- Forwarded by Mike Shepherd/R10/USEPA/US on 03/13/2008 10:29 AM ----



To sue@rhsmith.com

CC

Subject Re: Toppenish

What's up Sue? Haven't heard much since we met. Last I heard there was discussion of pulling the tanks or maybe doing ORC injection.





In our discussion, you agreed to send me a schedule of milestones which I haven't received. I'd like to hear from you before I turn this over to our legal enforcement folks.

thanks,

Mike Shepherd, US EPA Region 10 Leaking Underground Storage Tank Manager UST Indian Lands Team Leader 206-553-0702

For more information on USTs visit our website at www.epa.gov/r10earth.htm

Sue Smith <sue@rhsmith.com>



Sue Smith <sue@rhsmith.com>

01/10/2007 08:42 AM

Please respond to sue@rhsmith.com To Mike Shepherd/R10/USEPA/US@EPA

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